

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

EDDY VANTIGER,

3:12-CV-00317-ST

Plaintiff,

ORDER

v.

MONEY MANAGER CASCADIA,

Defendant.

BROWN, Judge.

Magistrate Judge Janice M. Stewart issued Findings and Recommendation (#5) on February 27, 2012, in which she recommends the Court grant Plaintiff's Application to Proceed *In Forma Pauperis* (#1), *sua sponte* dismiss Plaintiff's Complaint without prejudice, and grant Plaintiff leave to file an amended complaint to cure the defects set out in the Findings and Recommendation.

After an extension of time, Plaintiff filed timely Objections to the Findings and Recommendation. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When any party objects to any portion of the Magistrate Judge's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1). See also *Dawson v. Marshall*, 561 F.3d 930, 932 (9th Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)(*en banc*).

Plaintiff's Objections state in their entirety:

I wish to show that thay [sic] told a lie! I wish you to know thay [sic] don't want me to have a hearing! I am out of cash till Thurs of the 5 of April or whatever is next month all food will be eat at suop [sic] lines in downtown in a walk from 82 and Foster to show [illegible] thay[sic] say I ahve two good feet! BS I am out of musle [sic] pills and headakes [sic].

This Court has carefully considered Plaintiff's Objections and concludes they do not provide a basis to modify the Findings and Recommendation. The Court also has reviewed the pertinent portions of the record *de novo* and does not find any error in the Magistrate Judge's Findings and Recommendation.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Stewart's Findings and

Recommendation (#5). Accordingly, the Court **GRANTS** Plaintiff's Application to Proceed *In Forma Pauperis* (#1) and **DISMISSES** Plaintiff's Complaint **without prejudice** and with leave for Plaintiff to file an amended complaint to cure the deficiencies set out in the Magistrate Judge's Findings and Recommendation **no later than June 29, 2012.**

IT IS SO ORDERED.

DATED this 16th day of May, 2012.

/s/ Anna J. Brown

ANNA J. BROWN
United States District Judge